THED
JAMES BONINI
CLERK

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

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REST GV THE WAT

DENNIS COOK,

CASE NO. 1:02cv00073

(J. Weber)

Plaintiff

(0.

vs.

:

CITY OF NORWOOD, et al.,

:

Defendants

NOTICE OF APPEAL

Notice is hereby given that the City of Norwood, a defendant in the above named case, hereby appeals to the United States Court of Appeals for the Sixth Circuit from the **Order (Doc.** 177) entered in this action on September 27, 2005, which awarded plaintiff attorneys' fees.

<u>s/Lawrence E. Barbiere</u>

Lawrence E. Barbiere Ohio Bar Number: 0027106 Michael E. Maundrell Ohio Bar Number: 0027110

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CERTIFICATE OF SERVICE

I hereby certify that on October <u>24th</u>, 2005, I manually filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification to the following: Robert G. Kelly, Esq., Attorney for Plaintiff, W. McGregor Dixon, Jr., Esq., Attorney for Joseph J. Hochbein, James F. Brockman, Esq., Attorney for Kevin Cross, and by regular mail to Steven Martin, Esq., Attorney for Defendant, Gary Hubbard.

<u>s/Lawrence E. Barbiere</u> Lawrence E. Barbiere (0027106)